

AMENDMENTS TO THE CLAIMS:

This listing of claims reflects the status of claims upon entry of the Amendment After Final filed February 25, 2010, and will replace all prior versions and listings of claims in the application:

1. (Currently Amended) Cosmetic composition comprising in a physiologically acceptable medium:

- a) porous silica particles having an aspect ratio of at least 2, and
- b) an optically active substance incorporated into said porous silica particles, and further comprising a spherical powder;

~~wherein, upon application of said cosmetic composition to skin, the optically active substance does not directly contact said skin~~

wherein the optically active substance is not present on an outer surface of the porous silica particles.

2. (Original) Cosmetic composition according to Claim 1 characterized in that the aspect ratio is at least 5.

3. (Previously Presented) Cosmetic composition according to Claim 1 characterized in that said porous silica particles are in the shape of plates or needles.

4. (Previously Presented) Cosmetic composition according to Claim 1 characterized in that the optically active substance is selected from the group consisting of UV-screening substances, fluorescent substances and photochromic substances.

5. (Original) Cosmetic composition according to Claim 4 characterized in that the UV-screening substance is selected from the group consisting of metal oxide particles including particles of titanium oxide, zinc oxide and cerium oxide; derivatives of

cinnamate; derivatives of salicylate; p-aminobenzoic acid derivatives; camphor derivatives; benzimidazole derivatives; benzophenone derivatives; dibenzoylmethane derivatives; diphenylacrylate derivatives; and metal nanoparticles including silver nanoparticles.

6. (Original) Cosmetic composition according to Claim 4 characterized in that the fluorescent substance is selected from the group consisting of derivatives of stilbene and 4,4'-diaminostilbene; derivatives of benzene and biphenyl; derivatives of pyrazines; derivatives of bis(benzoxazol-2-yl); coumarins; carbostyrls; naphthalimides, s-triazines; and pyridotiazols.

7. (Original) Cosmetic composition according to Claim 4 characterized in that the photochromic substance is selected from spirooxazines and derivatives thereof, naphthopyrane and derivatives thereof; spyropyrans; nitrobenzylpyridines; and a combination of silver nanoparticles and titanium oxide nanoparticles.

8. (Previously Presented) Cosmetic composition according to Claim 1, characterized in that the porous silica particles have an average particle size of 1 to 100 μm .

9. (Previously Presented) Cosmetic composition according to Claim 1, characterized in that the porous silica particles have an average thickness of 100 nm to 5 μm .

10. (Previously Presented) Cosmetic composition according to Claim 1, characterized in that the porous silica particles have an average oil absorbability of 50 to 500 ml/100 g.

11. (Cancelled)

12. (Previously Presented) Cosmetic composition according to Claim 1, characterized in that the spherical powder is selected from powders of silica, silica-based composite oxides, aluminum oxide, titanium oxide, zinc oxide, silicone resins, acrylate-based polymers, polyurethane-based polymers, nylon-12, polyethylene and polystyrene.

13. (Previously Presented) Cosmetic composition according to Claim 1, characterized in that it is in the form of a skin-care product or make-up product.

14. (Currently Amended) Cosmetic additive consisting of an optically active substance incorporated in porous silica particles having an aspect ratio of at least 2, and a spherical powder;

~~wherein, upon application of said cosmetic composition to skin, the optically active substance does not directly contact said skin~~

wherein the optically active substance is not present on an outer surface of the porous silica particles.

15. (New) Cosmetic composition of claim 1, wherein the porous silica particles are formed by a sol-gel method.